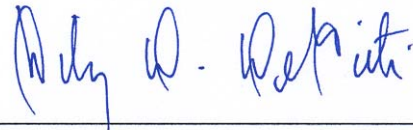


FED. R. CIV. P. 41(a)(1)(A)(i) provides for voluntary dismissal of an action by a plaintiff without a court order, subject to certain enumerated exceptions: “[T]he plaintiff may dismiss an action without a court order by filing a notice of dismissal before the opposing party serves either an answer or a motion for summary judgment.” None of the enumerated exceptions apply here. Further, under Rule 41(a)(1)(A), a voluntary notice of dismissal is “self-executing, i.e., it is effective at the moment the notice is filed with the clerk and no judicial approval is required.” *Janssen v. Harris*, 321 F.3d 998, 1000 (10th Cir. 2003) (*quoting Marex Titanic, Inc. v. Wrecked and Abandoned Vessel*, 2 F.3d 544, 546

(4th Cir. 1993)).

Accordingly, Plaintiffs' motion to dismiss [Doc. No. 18] is GRANTED. This action is dismissed without prejudice. FED. R. CIV. P. 41(a)(1)(B). The Clerk is directed to close this case forthwith.

IT IS SO ORDERED this 12th day of June 2019.



TIMOTHY D. DEGIUSTI
UNITED STATES DISTRICT JUDGE